

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VHT, INC., a Delaware corporation,

Plaintiff,

v.

ZILLOW GROUP, INC., a Washington
corporation; and ZILLOW, INC., a Washington
corporation,

Defendants.

No. 15-cv-1096-JLR

VHT'S NOTICE OF MATTERS
FOR CONSIDERATION BEFORE
OPENING STATEMENTS

Plaintiff VHT, Inc. hereby notifies the Court that there are evidentiary issues that VHT believes may need to be addressed prior to the time that the parties deliver their opening statements in this matter. The parties shared their proposed demonstrative exhibits yesterday, and VHT raised certain objections to Zillow's proposed exhibits. The parties have met and conferred and have resolved some but not all objections. Because the Court noted that objections during opening statements are disfavored, VHT raises these issues in advance, so that the parties may obtain guidance from the Court on the appropriateness of certain demonstratives that Zillow intends to use.

DATED this 23rd day of January, 2017.

DAVIS WRIGHT TREMAINE LLP
Attorneys for Plaintiff VHT, Inc.

By s/ Max Hensley

Jonathan M. Lloyd, WSBA #37413
James E. Howard, WSBA #37295
Max B. Hensley, WSBA #47030
1201 Third Avenue, Suite 2200
Seattle, WA 98101-3045
Telephone: (206) 622-3150
Fax: (206) 757-7700
E-mail: jonathanlloyd@dwt.com
E-mail: jameshoward@dwt.com
E-mail: maxhensley@dwt.com

and

Marcia B. Paul (*pro hac vice*)
1251 Ave of the Americas, Suite 2100
New York, New York 10019
Tel: (212) 603-6427
Fax: (212) 489-8340
E-mail: marciapaul@dwt.com

CERTIFICATE OF SERVICE

I hereby certify that on January 23, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to those attorneys of record registered on the CM/ECF system. All other parties (if any) shall be served in accordance with the Federal Rules of Civil Procedure.

DATED this 23rd day of January, 2017.

Davis Wright Tremaine LLP
Attorneys for Plaintiff VHT, Inc.

By s/Max Hensley

Max B. Hensley, WSBA #47030
1201 Third Avenue, Suite 2200
Seattle, WA 98101-3045
Telephone: (206) 622-3150
Fax: (206) 757-7700
E-mail: maxhensley@dwt.com